IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,

AT HYDERABAD

HON'BLE SRI JUSTICE R. SUBHASH REDDY

WRIT PETITION No. 16346 OF 2002

Date: 28-07-2005

BETWEEN:

1. M/s. Bajaj Ginning Factory, Bhainsa, Adilabad District

rep. By Sri Vishnuprakash, and others

…. PETITIONERS

Vs.

1. The Central Power Distribution Company of A.P.,

rep. By its Chairman Managing Director, Vidyuth Soudha,

Hyderabad, and others.

….RESPONDENTS

ORDER:

In this writ petition, the petitioners have questioned the electricity power consumption bill issued by the respondents in Bill No.15, dated 1.8.2002.

It is the case of the petitioners that they are having three service connections bearing Nos.01251, 91869 and 02316. Earlier the said three service connections were indicated as Category-III low-tension supply and billing was done according to the tariff notified for low-tension category supply. But, however, it is alleged that without issuing any prior notice, all the three service connections were clubbed and the impugned bill was issued by applying the tariff rates, which are applicable to high-tension category.

Though, the writ petition is of the year 2002 no counter affidavit is filed on behalf of the respondents.

Heard learned counsel for the petitioner.

In this writ petition, the petitioners mainly questioned the bill, dated 1.8.2002. From a perusal of the copy of the bill filed along with the material papers, there is no indication on what basis the category is changed. Even if any reasons are there, the same cannot be mentioned in the bill issued to the petitioners. If any objections are there for changing the category, the petitioners should have to represent before the respondents raising objections, if any, for issuing such a bill. But, however, straight away the petitioners have come up with this writ petition.

As no counter affidavit is filed and no reasons were assigned for changing the category under Category-I, this Writ Petition is disposed of permitting the petitioners to make a representation to the respondents in this regard within a period of four weeks from the date of receipt of this order specifying their objections for changing the category, for the purpose of billing. If any such representation is filed, the respondents shall consider and pass appropriate orders and communicate the same to the petitioners. No costs.

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R. SUBHASH REDDY, J.

28th July, 2005

Js.